

# Fossil Energy Research and Development

## Proposed Appropriation Language

For necessary expenses in carrying out fossil energy research and development activities, under the authority of the Department of Energy Organization Act (Public Law 95–91), including the acquisition of interest, including defeasible and equitable interests in any real property or any facility or for plant or facility acquisition or expansion, and for conducting inquiries, technological investigations and research concerning the extraction, processing, use, and disposal of mineral substances without objectionable social and environmental costs (30 U.S.C. 3, 1602, and 1603), [\$579,911,000] *\$491,456,000*, to remain available until expended, of which [\$4,000,000 is to continue a multi-year project for construction, renovation, furnishing, and demolition or removal of buildings at National Energy Technology Laboratory facilities in Morgantown, West Virginia and Pittsburgh, Pennsylvania: *Provided*, That of the amounts provided,] ; \$18,000,000 is to continue a multi-year project coordinated with the private sector for FutureGen, without regard to the terms and conditions applicable to clean coal technology projects: *Provided further*, That the initial planning and research stages of the FutureGen project shall include a matching requirement from non-Federal sources of at least 20 percent of the costs: *Provided further*, That any demonstration component of such project shall require a matching requirement from non-Federal sources of at least 50 percent of the costs of the component: *Provided further*, That of the amounts provided, \$50,000,000 is available, after coordination with the private sector, for a requires for proposals for the Clean Coal Power Initiative providing for competitively-awarded research, development, and demonstration projects to reduce the barriers to continued and expanded coal use: *Provided further*, That no project may be selected for which sufficient funding is not available to provide for the total project: *Provided further*, That funds shall be expended in accordance with the provisions governing the use of funds contained under the heading “Clean Coal Technology” in 42 U.S.C. 5903d: *Provided further*, That the Department may include provisions for repayment of Government contributions to individual projects in an amount up to the Government contribution to the project on terms and conditions that are acceptable to the Department including repayments from sale and licensing of technologies from both domestic and foreign transactions: *Provided further*, That such repayments shall be retained by the Department for future coal-related research, development and demonstration projects: *Provided further*, That any technology selected under this program shall be considered a Clean Coal Technology, and any project selected this program shall be Clean Coal Technology Project, for the purposes of 42 U.S.C. 7651n, and chapters 51, 52, and 60 of title 40 of the Code of Federal Regulations: *Provided further*, That funds shall be expended in accordance with the provisions governing the use of funds contained under the heading “Clean Coal Technology” in prior appropriations: *Provided further*, That no part of the sum herein made available shall be used for the field testing of nuclear explosives in the recovery of oil and gas[: *Provided further*, That up to 4 percent of program direction funds available to the National Energy Technology Laboratory may be used to support Department of Energy activities not included in this account]. *In addition, \$257,000,000 to become available on October 1, 2006 and remain available until expended, to continue the FutureGen project, subject to the terms and conditions under this heading.*

## Explanation of Change

*..... \$4,000,000 is to continue a multi-year project for construction, renovation, furnishing, and demolition or removal of buildings at National Energy Technology Laboratory facilities in Morgantown, West Virginia and Pittsburgh, Pennsylvania:...*

Language is eliminated in the FY 2006 budget request. Sufficient prior year funding is available to continue these projects through FY 2006.

*.....Provided further, That up to 4 percent of program direction funds available to the National Energy Technology Laboratory may be used to support Department of Energy activities not included in this account...*

Language is eliminated in the FY 2006 budget request. Adequate funding is provided in the program direction account to accommodate these activities.

*.....\$257,000,000 to become available on October 1, 2006 and remain available until expended, to continue the FutureGen project, subject to the terms and conditions under this heading.*

The proposed language provides for an advance appropriation of \$257,000,000 of new budget authority for FY 2007 and is to be used for FutureGen under the Clean Coal Power Initiative program to continue a public-private partnership to prove out technologies leading to zero emission plants. In conjunction with this request, it is proposed that an advance appropriation of \$257,000,000 be permanently reduced under the Clean Coal Technology account in FY 2006.